

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

01/21/2000

CLERK OF THE COURT
FORM R000A

JUDGE PRO TEM JOHN TROMBINO

L. Reed
Deputy

CR 1998-006565

FILED: _____

STATE OF/ARIZONA

BURT A/JORGENSEN

v.

JEREMIAH LEE/STURMER

RONALD A/VAN WERT

APO-CCC
APPEALS-CCC
DISPOSITION CLERK-CCC
RFR

DISPOSITION HEARING PROBATION REJECTED - IMPRISONMENT

1:56 p.m. State is represented by Jackie Ireland appearing for above-named counsel. Defendant is present and represented by above-named counsel.

Court Reporter, Buffy Deneke, is present.

Discussion is held regarding Proposition 200 eligibility.

The Court previously found from representations by the Public Defender, County Attorney and the Adult Probation Office that this is a Proposition 200 case with one disqualifier.

Defendant having previously rejected probation, affirms his rejection at this time.

Probation Officer, Paula McKensie appearing for Bridget Semlex-Wiggins makes oral recommendation to the Court.

Counsel inform the Court that there is no further evidence to present.

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The Defendant is given an opportunity to speak. Having found no legal cause for delay, the Court enters the following judgment and sentence:

IT IS THE JUDGMENT of the Court that the Defendant violated the terms of probation imposed on 7/22/99 on the following charge(s), that upon consideration of all the facts, law and circumstances relevant here, the Court finds that suspension of sentence and reinstatement of probation are not appropriate due to the fact that Defendant rejected probation and that a sentence of imprisonment with the Department of Corrections is appropriate.

THE COURT FURTHER FINDS that there are circumstances sufficiently substantial to call for the term as indicated. These circumstances are stated by the Court on the record.

ACCORDINGLY, IT IS ORDERED that the Defendant is committed to the Arizona Department of Corrections for a term of imprisonment as follows:

OFFENSE: Count 1: Possession of Dangerous Drugs

FELONY CLASS: 4 nonrepetitive

IN VIOLATION OF A.R.S. SECTION 13-3401, 3407, 3418, 701, 702, 801

DATE OF OFFENSE: 3/29/98

SENTENCE: 2.5 YEARS

PRESUMPTIVE

NONDANGEROUS

This sentence is to date from 1/21/00.

The Defendant is to be given credit for 282 days served prior to sentencing.

This sentence is to be concurrent with CR 98-02678 and CR 99-05159.

IT IS FURTHER ORDERED that the Defendant shall serve one day for every seven days of the sentence imposed under the supervision of the Community Supervision Program, to be served consecutively to the actual period of imprisonment.

FINE: IT IS ORDERED that the Defendant shall pay a fine to the Clerk of the Superior Court of Maricopa County in the amount of \$1,000.00, and all applicable surcharges are waived.

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Payment shall commence on the first day of the fourth month upon release from custody of the Department of Corrections. Said payment shall not be less than \$20.00 per month.

Fine is to be paid to the Arizona Drug Enforcement Fund.

IT IS FURTHER ORDERED that Defendant be given credit for all monies paid to date.

The Defendant is advised concerning rights of review after conviction and written notice of those rights is provided.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the custody of the Arizona Department of Corrections and authorizing the Department of Corrections to carry out the term of imprisonment set forth herein.

ISSUED: Order of Confinement.

IT IS FURTHER ORDERED that the Clerk of the Superior Court remit to the Department of Corrections a copy of this order together with all presentence reports, probation violation reports, medical and psychological reports which are not sealed relating to the Defendant and involving this cause.

FILED: Notice of Rights of Review After Conviction

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

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Let the record reflect that the Defendant's thumbprint is permanently
affixed to this sentencing order in open court.

2:11 p.m. Matter concludes.

/s/ JUDGE PRO TEM JOHN TROMBINO
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)